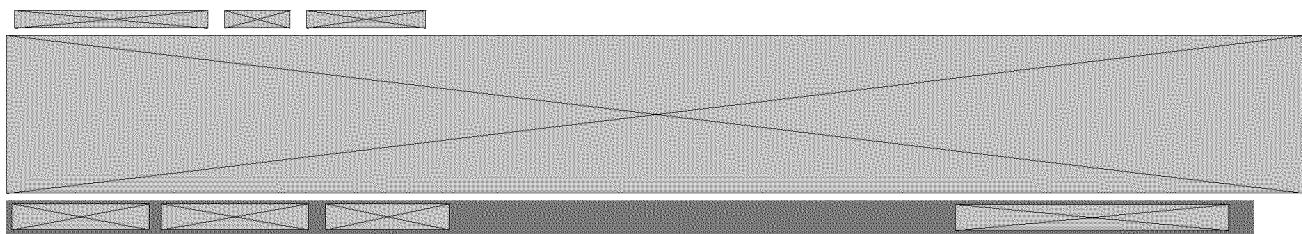


To: Tyler, Patti[Tyler.Patti@epa.gov]
From: BNA Highlights
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August 10, 2015 - Number 153

MY HEADLINES

Activists Urge Inspections of Offshore Calif. Pipelines

An environmental advocacy group asked federal regulators to inspect all pipelines in federal and state waters off the coast of California.

(Topic: oil and gas)

Bay Farm Group Seeks 'Regionally Neutral' Nutrient Plan

A coalition of farmers operating on the land east of the Chesapeake Bay will work with the entire agriculture community to reduce nutrient runoff enough by 2025 to result in a "regionally neutral" pollution impact on Chesapeake Bay.

(Topic: water pollution)

China Ramps Up Air, Soil, Water Pollution Monitoring

China's environmental authorities assessed 236 million yuan (\$38 million) in daily accumulating penalties in 292 separate cases in the first half of 2015, the Ministry of Environmental Protection reported Aug. 7.

(Topic: air pollution)

Clean Water Act Violations Cost Caltrans, Contractor

California's Department of Transportation and a construction company will pay a combined \$160,000 for illegally discharging sediment, diesel fuel and other contaminants to Shasta Lake, under a pair of proposed settlements with the Environmental Protection Agency.

(Topic: water pollution; Agency: Environmental Protection Agency)

D.C. Proposes Stormwater Cleanup Deadline of 2154

The District of Columbia proposed a cleanup plan that gives the city 139 years to eliminate illegal discharges from its municipal separate stormwater system (MS4).

(Topic: water pollution)

EPA Argues Statute Clear in Clean Power Plan Defense

The Environmental Protection Agency in its final Clean Power Plan sought to short circuit arguments against the carbon dioxide standards as opponents of the rule press judges to quickly take up their legal challenges.

(Topic: air pollution; Topic: climate change; Agency: Environmental Protection Agency)

EPA Questions Cross-State Ruling's Effect on Settlement

HIGHLIGHTS

Environmental Protection Agency

DOJ to Argue EPA's Carbon Disclosure Rule Is Lawful

Environmental Protection Agency Administrator Gina McCarthy will argue in a federal court in Washington, D.C., on April 13, that the agency's proposed rule on greenhouse gas disclosure by power plants is lawful, according to a court document.

EPA to Argue Propriety of Coal Rule

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EPA Ordered to Address All Coal-Dismissed Sites

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EPA Argues Statute Clear in Clean Power Plan Defense

The EPA in its final Clean Power Plan seeks to short circuit arguments against the carbon dioxide standards as opponents of the rule press judges to quickly take up their legal challenges. The final Clean Power Plan revises and expands the EPA's defense of its legal authority to regulate carbon dioxide emissions from power plants under Section 111(d) of the Clean Air Act. The new interpretation comes as federal courts have sought to limit the leeway federal agencies have to interpret laws. [More »](#)

EPA Triggers Mine Waste Release Into Animas River

The EPA accidentally triggers a 1 million gallon release of toxic mine waste water into a tributary of the Animas River in southwest Colorado, sending an orange-tinted pulse of contaminated water, sediment and metals down the river. An EPA and Colorado Division of Reclamation, Mining and Safety team causes the spill while working to investigate and remediate contamination at the Gold King Mine near the upper portions of Cement Creek in San Juan County. [More »](#)

PHMSA Outlines Work to Address Pipeline Response Gaps

Improvements in training, engagement and leveraging of existing resources are under way to address gaps in pipeline emergency response efforts, federal regulators tell Congress. PHMSA has already moved to address these gaps through actions such as funding "train-the-trainer" pipeline response hosting online, adding information to the National Pipeline Mapping System online tool and working with an industry-sponsored program regarding community outreach and preparedness for hazardous materials transportation-related incidents, the agency says in a report. [More »](#)

Fiery Republican Debate Stays Cool on Climate

Climate change never comes up, and energy issues get little more than a passing mention from the top-10 polling Republican presidential candidates during their party's first debate. Talk of EPA regulations comes up during an earlier afternoon debate featuring seven lower-polling candidates, including Sen. Graham, one of the lone Republicans in the field to acknowledge climate change. [More »](#)

Pallone: Democrats Seen Supporting House Energy Bill

Energy legislation being crafted in the House is likely to garner plenty of Democratic support when it reaches the House floor, Rep. Pallone, the top Democrat on the House Energy and Commerce Committee, says. Bipartisan support for the bill, which was approved by voice vote in the Subcommittee on Energy and Power in July, is expected to hold when it reaches the floor, Pallone says. [More »](#)

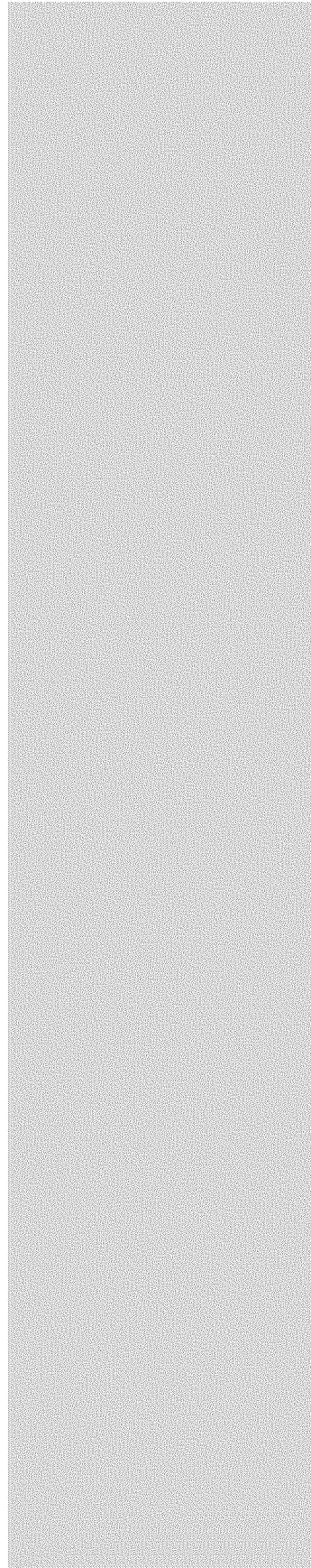
Industry Urges EPA to Redo Nano Chemical Rule

The EPA does not have the legal authority to require chemical manufacturers and processors to report information the agency sought to obtain under a proposed data-collection rule for nanoscale chemicals, industry groups tell the agency. As proposed, the EPA's rule would exceed the authority Congress provided the agency under Section 8(a) of the Toxic Substances Control Act, the NanoManufacturing Association says. [More »](#)

China Ramps Up Air, Soil, Water Pollution Monitoring

China's environmental authorities assessed 236 million yuan (\$38 million) in daily accumulating penalties in 292 separate cases in the first half of 2015, the Ministry of Environmental Protection reports. In addition to the fines, environmental authorities at the central government level closed down facilities or confiscated property in 1,814 pollution violation cases; restricted or suspended production at facilities in 1,092 other instances; ordered administrative detentions of company officials in 782 cases; and found 740 violations where suspects were investigated for criminal action because of violating environmental protection laws, according to the ministry. [More »](#)

Blenders May Fall Out of Mix on Biodiesel Tax Credit



Companies that blend small amounts of biodiesel into fuel may lose out on a federal tax credit when Congress renews expired tax provisions later in 2015. Lobbyists for blenders prepare to fight a move to switch the \$1-per-gallon tax credit for biodiesel from a blenders' credit to a producers' credit and to make exceptions only for blenders that use biodiesel in larger proportions than the law has required in the past—and do so only with biodiesel produced in the U.S. [More »](#)

New Jersey Ruling Tanks Neighbor's Oil Migration Case

The New Jersey Supreme Court rejects a homeowner's tort claims stemming from a heating oil spill that migrated from a neighbor's underground tank and damaged his property. John Ross had no case against Karen Lowitz or her insurers for nuisance, trespass and other claims under New Jersey law because there was no evidence they acted negligently or recklessly or that storage of the oil was an abnormally dangerous activity, the court says. [More »](#)

TVA Ordered to Address All Coal Disposal Sites

The Tennessee Valley Authority must evaluate and, if necessary, clean up all of its coal ash disposal sites in Tennessee. The Tennessee Department of Environment and Conservation issues an administrative order that provides oversight for TVA's compliance with new federal requirements and expands the scope to disposal sites in the state not covered by a federal rule. [More »](#)

Eroding Permafrost Carbon Transferring to Arctic Ocean: Study

Canada's Mackenzie River can erode soils along its path, some from places where Arctic permafrost is melting. It can wash that biosphere-derived material and the organic carbon within it into the Arctic Ocean, preventing the degradation of organic carbon and associated release of damaging greenhouse gas carbon dioxide into the atmosphere, researchers say. The research, done through Woods Hole Oceanographic Institute, says as temperatures rise, as much as 2.2 million metric tons of organic carbon a year is carried into Arctic Ocean as sediment. [More »](#)

ALSO IN THE NEWS

Pipeline Safety:

An environmental advocacy group asks federal regulators to inspect all pipelines in federal and state waters off the coast of California. The Center for Biological Diversity petition comes in response to a crude oil spill from a Plains All American Pipeline LP coastal pipeline in Santa Barbara County, Calif. [More »](#)

Water Pollution:

The District of Columbia proposes a cleanup plan that gives the city 139 years to eliminate illegal discharges from its municipal separate stormwater system. [More »](#)

Chesapeake Bay:

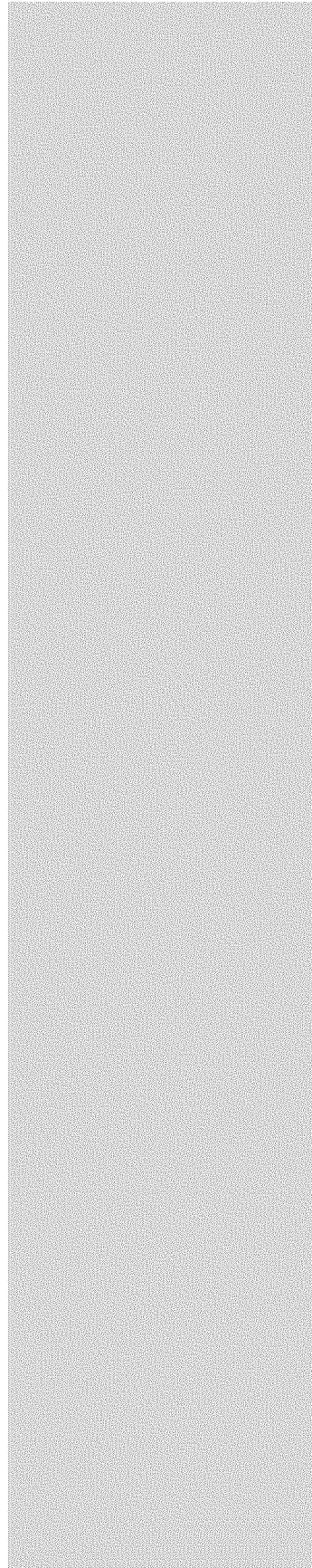
A coalition of farmers operating on the land east of the Chesapeake Bay will work with the entire agricultural community to reduce nutrient runoff enough by 2025 to result in a "regionally neutral" pollution impact on Chesapeake Bay. [More »](#)

WEBINAR

Risk Management:

Bloomberg BNA presents a webinar Aug. 11, "Risk Management: What Every Environmental Consultant Needs to Know," with Greg Munson & Rick Burgess, of Gunster. CLE and CPE credits are available. Information is available at <http://www.bna.com/risk-management-every-m17179928059/>.

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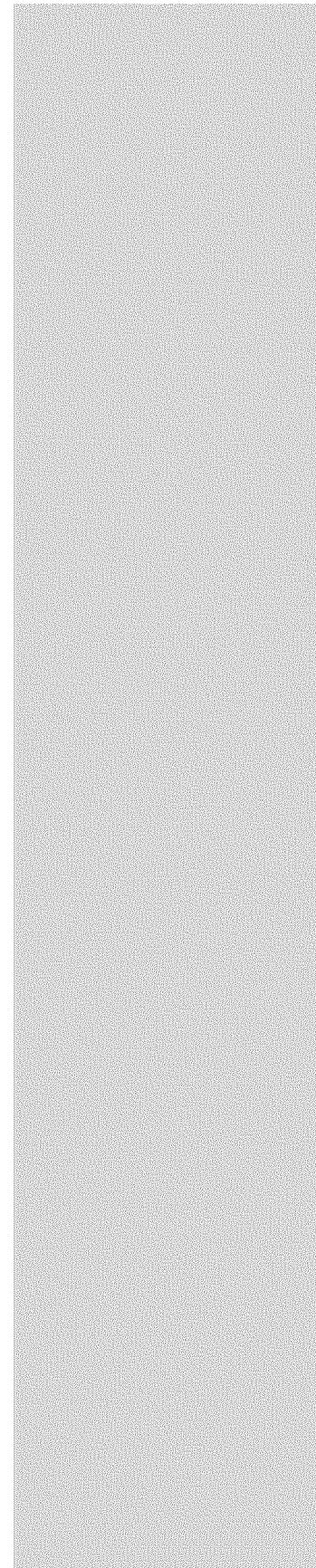
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Documents Available

Copies of documents referenced in this issue are available for a fee (\$27 for up to 200 pages) from Research & Custom Solutions. To order, call 800 372-1033; fax 703 341-1843; or e-mail research@bna.com.

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